

§ 52.11 PERMANENT WATER CONSERVATION MEASURES AND DROUGHT OR POSSIBLE WATER SHORTAGE EMERGENCIES.

(A) *Permanent water conservation measures; restrictions on outside water use.*

(1) From June 1 through September 15 of each calendar year, no person shall use water from a municipal water system for any outdoor purpose, including, but not limited to, sprinkling of lawns, washing of vehicles, filling of pools, or using such water through a hose or pipe to water any garden, tree or shrub, unless on a day in which sprinkling is permitted.

(2) *Summer lawn watering system.* Between June and September 15 of each calendar year, outdoor water use as listed in division (A)(1) above shall be permitted for properties with odd-numbered postal addresses on odd-numbered calendar days of each month, and at properties with even-numbered postal addresses on even-numbered days of each month.

(3) *New lawns and sod - permit requirements.* Except under the conditions set forth in division (A)(2) above, watering and sprinkling of lawns on an unregulated basis for a period of three weeks shall be granted for new sod or seeded lawn installations, providing the following conditions are met:

(a) That an unregulated watering permit be obtained by the party of firm wishing to water or sprinkle a newly sodded or seeded lawn installation on an unregulated basis;

(b) That the applicant for such a permit shall state in his/her application the date of installation of the sod or seed, and the period to be covered by such permit;

(c) That a permit fee of \$5 be paid to the municipality by the applicant at the time of permit issuance to cover costs of permit administration;

(d) That the permit may be renewed an unlimited number of times in three-week increments of time provided that the permit fee of \$5 is paid for each additional three-week period.

(B) *Drought or possible water shortage emergencies.* The Village President, after consulting with the Director of Public Works, shall be entitled to declare a drought or water shortage emergency. That declaration may be made by proclamation at a public meeting of the Village Board of Trustees of the village, or it may be made, in the absence of a general meeting of the Board of Trustees of the village by posting such restriction measures at Village Hall, or by a publication in a newspaper of general circulation available and circulated in the village of a notice which shall provide substantially as follows:

PUBLIC NOTICE OF WATER EMERGENCY

The Village President and the Mayor of the Village of Wauconda hereby declares a drought and water shortage emergency for the public waterworks system of the Village of Wauconda. Water hours, water prohibitions and water restrictions shall commence effective on the (insert effective date and time).

The restriction, regulations and prohibitions are set forth below:

(set forth restrictions, etc.)

(C) In making the declaration or proclamation the Village President shall be authorized to do any 1 or more of the following acts above and beyond the permanent water conservation measures listed in this section:

(1) Limit the hours or days of external water usage for either business, industrial, residential or other type uses or any 1 or more of the above types of usage;

(2) Impose a total external (outside) water use ban of all users of the water works system of the village;

(3) Limit by volume the consumption of business and industrial user of the waterworks system of the village;

(4) The limitations and regulations shall be set forth in the proclamation, declaration or posted notice;

(5) The Village President is also authorized to establish a notice of violation procedure whereby a notice to appear shall be served upon any person who violates the restrictions, regulations or prohibitions established by the proclamation, declaration or posted notice. The notice of violation and notice to appear in court may be served by any law enforcement official of the village or county;

(6) The Village President is authorized to direct the Director of Public Works to disconnect any water user who has been charged with a second violation within a 30-day period of the restrictions, prohibitions or regulations of the Village President's proclamation or declaration. The disconnection may be made as soon as the Mayor is advised by the appropriate official of the second violation. The disconnection shall be made no sooner than 4 hours after the second violation notice is served upon the offending water user. A disconnection notice shall be served simultaneously with the second violation notice to appear.

(7) In order to effect a reconnection or turn on of the water system, the user shall be required to deposit a reconnection fee of \$100;

(8) No reconnection fee shall be refunded except by order of court;

(Ord. 88-O-19, passed 7-5-1988)

(9) Any declaration of drought or water shortage emergency and any restrictions, prohibitions, or regulations declared by the Village President pursuant to this section may be revoked, altered or amended by the Village Board of Trustees at the next duly constituted meeting following the declaration of, or posting of the notice thereof by, the Village President or at any duly constituted meeting held thereafter; provided that any revocation, alteration or amendment shall not abate any complaints, ordinance violation charges or actions of disconnection which have been initiated by the Village President or any official of the village prior to such revocation, alteration or amendment; and any such complaints, charges or notices shall be preserved and saved for adjudication and for the determination of fine and the collection thereof or for any administrative action, despite any such revocation, alteration or amendment.

(Ord. 88-O-28, passed 8-30-1988)

(D) The drought or water shortage emergency shall continue in effect until a declaration by the Mayor that the emergency has ended.

(Ord. 88-O-19, passed 7-5-1988)

(E) The Village Administrator, or his designee, shall use all reasonable efforts to see that any restrictions initiated under the authority of this section are posted on the village's website and through the use of signage or other media so as to give reasonable notice of such measures to the users of the waterworks system.

(1978 Code, §10-3-11) (Am. Ord. 2006-O-73, passed 11-21-2006)